

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 642

Introduced by Schilz, 47.

Read first time January 21, 2009

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicles; to amend sections 60-301,
2 60-3,104, and 60-3,130.04, Revised Statutes Cumulative
3 Supplement, 2008; to provide for Nebraska agriculture
4 license plates; to harmonize provisions; and to repeal
5 the original sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-301, Revised Statutes Cumulative
2 Supplement, 2008, is amended to read:

3 60-301 Sections 60-301 to 60-3,221 and sections 3 and 4
4 of this act shall be known and may be cited as the Motor Vehicle
5 Registration Act.

6 Sec. 2. Section 60-3,104, Revised Statutes Cumulative
7 Supplement, 2008, is amended to read:

8 60-3,104 The department shall issue the following types
9 of license plates:

10 (1) Amateur radio station license plates issued pursuant
11 to section 60-3,126;

12 (2) Apportionable vehicle license plates issued pursuant
13 to section 60-3,203;

14 (3) Boat dealer license plates issued pursuant to section
15 60-379;

16 (4) Bus license plates issued pursuant to section
17 60-3,144;

18 (5) Commercial motor vehicle license plates issued
19 pursuant to section 60-3,147;

20 (6) Dealer or manufacturer license plates issued pursuant
21 to sections 60-3,114 and 60-3,115;

22 (7) Disabled veteran license plates issued pursuant to
23 section 60-3,124;

24 (8) Farm trailer license plates issued pursuant to
25 section 60-3,151;

- 1 (9) Farm truck license plates issued pursuant to section
2 60-3,146;
- 3 (10) Farm trucks with a gross weight of over sixteen tons
4 license plates issued pursuant to section 60-3,146;
- 5 (11) Fertilizer trailer license plates issued pursuant to
6 section 60-3,151;
- 7 (12) Film vehicle license plates issued pursuant to
8 section 60-383;
- 9 (13) Gold Star Family license plates issued pursuant to
10 sections 60-3,122.01 and 60-3,122.02;
- 11 (14) Handicapped or disabled person license plates issued
12 pursuant to section 60-3,113;
- 13 (15) Historical vehicle license plates issued pursuant to
14 sections 60-3,130 to 60-3,134;
- 15 (16) Local truck license plates issued pursuant to
16 section 60-3,145;
- 17 (17) Motor vehicle license plates for motor vehicles
18 owned or operated by the state, counties, municipalities, or school
19 districts issued pursuant to section 60-3,105;
- 20 (18) Motor vehicles exempt pursuant to section 60-3,107;
- 21 (19) Motorcycle license plates issued pursuant to section
22 60-3,100;
- 23 (20) Nebraska agriculture license plates issued pursuant
24 to sections 3 and 4 of this act;
- 25 ~~(20)~~ (21) Nebraska Cornhusker Spirit Plates issued

1 pursuant to sections 60-3,127 to 60-3,129;

2 ~~(21)~~ (22) Nonresident owner thirty-day license plates
3 issued pursuant to section 60-382;

4 ~~(22)~~ (23) Passenger car having a seating capacity of ten
5 persons or less and not used for hire issued pursuant to section
6 60-3,143;

7 ~~(23)~~ (24) Passenger car having a seating capacity of
8 ten persons or less and used for hire issued pursuant to section
9 60-3,143;

10 ~~(24)~~ (25) Pearl Harbor license plates issued pursuant to
11 section 60-3,122;

12 ~~(25)~~ (26) Personal-use dealer license plates issued
13 pursuant to section 60-3,116;

14 ~~(26)~~ (27) Personalized message license plates for motor
15 vehicles and cabin trailers, except commercial motor vehicles
16 registered for over ten tons gross weight, issued pursuant to
17 sections 60-3,118 to 60-3,121;

18 ~~(27)~~ (28) Prisoner-of-war license plates issued pursuant
19 to section 60-3,123;

20 ~~(28)~~ (29) Purple Heart license plates issued pursuant to
21 section 60-3,125;

22 ~~(29)~~ (30) Recreational vehicle license plates issued
23 pursuant to section 60-3,151;

24 ~~(30)~~ (31) Repossession license plates issued pursuant to
25 section 60-375;

1 ~~(31)~~ (32) Trailer license plates issued for trailers
2 owned or operated by the state, counties, municipalities, or school
3 districts issued pursuant to section 60-3,106;

4 ~~(32)~~ (33) Trailer license plates issued pursuant to
5 section 60-3,100;

6 ~~(33)~~ (34) Trailers exempt pursuant to section 60-3,108;

7 ~~(34)~~ (35) Transporter license plates issued pursuant to
8 section 60-378;

9 ~~(35)~~ (36) Trucks or combinations of trucks,
10 truck-tractors, or trailers which are not for hire and
11 engaged in soil and water conservation work and used for the
12 purpose of transporting pipe and equipment exclusively used by such
13 contractors for soil and water conservation construction license
14 plates issued pursuant to section 60-3,149;

15 ~~(36)~~ (37) Utility trailer license plates issued pursuant
16 to section 60-3,151; and

17 ~~(37)~~ (38) Well-boring apparatus and well-servicing
18 equipment license plates issued pursuant to section 60-3,109.

19 Sec. 3. (1) The department shall design license plates
20 to be known as Nebraska agriculture license plates. The department
21 shall, in designing the plates:

22 (a) Use a design, background, and printing as the
23 department in consultation with the Department of Agriculture
24 determines would best represent Nebraska agriculture and provide
25 suitable reflection and contrast;

1 (b) Create a design to reflect support for the state's
2 agricultural history and livestock industry; and

3 (c) Select a design on the basis of limiting the
4 manufacturing cost of each plate to an amount less than or
5 equal to the amount charged for license plates pursuant to section
6 60-3,102.

7 (2) One type of Nebraska agriculture license plate shall
8 be numbered plates. The Department of Motor Vehicles shall:

9 (a) Number the plates with a registration number of five
10 or fewer letters and numerals, using letters and numerals the size
11 of which maximizes legibility; and

12 (b) Not use a county designation or any characters on the
13 plates.

14 (3) One type of Nebraska agriculture license plate shall
15 be personalized message plates. Such plates shall be issued subject
16 to the same conditions specified for personalized message license
17 plates in subsection (2) of section 60-3,118. The characters used
18 shall consist only of letters and numerals of the same size and
19 design and shall comply with the requirements of subdivision (1)(a)
20 of section 60-3,100. A maximum of seven characters may be used.

21 Sec. 4. (1) Beginning January 1, 2010, a person may
22 apply to the department for Nebraska agriculture license plates
23 in lieu of regular license plates on an application prescribed
24 and provided by the department for any motor vehicle, trailer,
25 semitrailer, or cabin trailer, except for a motor vehicle or

1 trailer registered under section 60-3,198. An applicant receiving a
2 Nebraska agriculture license plate for a farm truck with a gross
3 weight of over sixteen tons or for a commercial motor vehicle
4 registered for a gross weight of five tons or over shall affix
5 the appropriate tonnage decal to the plate. The department shall
6 make forms available for applications for the plates when they are
7 designed.

8 (2) (a) Each application for initial issuance of numbered
9 Nebraska agriculture license plates shall be accompanied by a fee
10 of fifteen dollars. The department shall remit the fees to the
11 State Treasurer. An application for renewal of such plates shall
12 be accompanied by a fee of fifteen dollars. The county treasurer
13 or designated county official shall remit the renewal fees to the
14 State Treasurer.

15 (b) The State Treasurer shall credit forty-three percent
16 of the fees for initial issuance and renewal of such plates
17 collected under subdivision (a) of this subsection to the
18 Department of Motor Vehicles Cash Fund and fifty-seven percent of
19 such fees to the Highway Trust Fund.

20 (c) Each application for initial issuance of personalized
21 message Nebraska agriculture license plates shall be accompanied by
22 a fee of forty dollars. The department shall remit the fees to the
23 State Treasurer. An application for renewal of such plates shall
24 be accompanied by a fee of forty dollars. The county treasurer
25 or designated county official shall remit the renewal fees to the

1 State Treasurer.

2 (d) The State Treasurer shall credit forty-three percent
3 of the fees for initial issuance and renewal of such plates
4 collected under subdivision (c) of this subsection to the
5 Department of Motor Vehicles Cash Fund and fifty-seven percent of
6 such fees to the Highway Trust Fund.

7 (3) When the department receives an application for
8 Nebraska agriculture license plates, the department shall deliver
9 the plates to the county treasurer or designated county official
10 of the county in which the motor vehicle, trailer, semitrailer,
11 or cabin trailer is registered. The county treasurer or designated
12 county official shall issue the Nebraska agriculture license plates
13 in lieu of regular license plates when the applicant complies with
14 the other provisions of the Motor Vehicle Registration Act for
15 registration of the motor vehicle, trailer, semitrailer, or cabin
16 trailer. If Nebraska agriculture license plates are lost, stolen,
17 or mutilated, the licensee shall be issued replacement license
18 plates pursuant to section 60-3,157.

19 (4)(a) The owner of a motor vehicle, trailer,
20 semitrailer, or cabin trailer bearing the Nebraska agriculture
21 license plates may apply to the county treasurer or designated
22 county official to have such plates transferred to a motor vehicle,
23 trailer, semitrailer, or cabin trailer other than the motor
24 vehicle, trailer, semitrailer, or cabin trailer for which such
25 plates were originally purchased if such motor vehicle, trailer,

1 semitrailer, or cabin trailer is owned by the owner of the plates.

2 (b) The owner may have the unused portion of the fee for
3 the Nebraska agriculture license plates credited to the other motor
4 vehicle, trailer, semitrailer, or cabin trailer which will bear the
5 plates at the rate of eight and one-third percent per month for
6 each full month left in the registration period.

7 (c) Application for such transfer shall be accompanied by
8 a fee of three dollars. Fees collected pursuant to this subsection
9 shall be remitted to the State Treasurer for credit to the
10 Department of Motor Vehicles Cash Fund.

11 Sec. 5. Section 60-3,130.04, Revised Statutes Cumulative
12 Supplement, 2008, is amended to read:

13 60-3,130.04 (1) An owner of a historical vehicle eligible
14 for registration under section 60-3,130 may use a license plate
15 or plates designed by this state in the year corresponding to the
16 model year when the vehicle was manufactured in lieu of the plates
17 designed pursuant to section 60-3,130.03 subject to the approval of
18 the department. The department shall inspect the plate or plates
19 and may approve the plate or plates if it is determined that the
20 model-year license plate or plates are legible and serviceable and
21 that the license plate numbers do not conflict with or duplicate
22 other numbers assigned and in use. An original-issued license plate
23 or plates that have been restored to original condition may be used
24 when approved by the department.

25 (2) The department may consult with a recognized car club

1 in determining whether the year of the license plate or plates
2 to be used corresponds to the model year when the vehicle was
3 manufactured.

4 (3) If only one license plate is used on the vehicle, the
5 license plate shall be placed on the rear of the vehicle. The owner
6 of a historical vehicle may use only one plate on the vehicle even
7 for years in which two license plates were issued for vehicles in
8 general.

9 (4) License plates used pursuant to this section
10 corresponding to the year of manufacture of the vehicle shall
11 not be personalized message license plates, Pearl Harbor license
12 plates, prisoner-of-war license plates, disabled veteran license
13 plates, Purple Heart license plates, amateur radio station license
14 plates, Nebraska Cornhusker Spirit Plates, ~~or~~ handicapped or
15 disabled person license plates, or Nebraska agriculture license
16 plates.

17 Sec. 6. Original sections 60-301, 60-3,104, and
18 60-3,130.04, Revised Statutes Cumulative Supplement, 2008, are
19 repealed.